

ASSEMBLY BILL

No. 2684

Introduced by Assembly Member Bock

February 25, 2000

An act to add Section 3608 to the Penal Code, relating to the death penalty.

LEGISLATIVE COUNSEL'S DIGEST

AB 2684, as introduced, Bock. Death penalty: cost savings formula.

Existing law provides specified procedures for executing the death penalty.

This bill would require the Judicial Council in consultation with specified people and agencies, to develop a formula that will determine the cost saving to counties when life without parole is sought in a homicide case instead of the death penalty. The bill would require the state to give back to the counties 75% of the cost savings determined by the formula, in any year in which the state has a specified budget surplus.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 3608 is added to the Penal Code,
2 to read:
3 3608. (a) The Judicial Council, in consultation with
4 county representatives, district attorneys, county
5 probation departments, and local law enforcement

1 agencies, shall develop a formula to determine the cost
2 savings to counties when life without parole is sought in
3 a homicide case instead of the death penalty. The formula
4 shall cover a 10-year period and shall be adjusted
5 annually.

6 (b) Using the formula developed in subdivision (a),
7 the Judicial Counsel shall determine for each county
8 whether the county has realized a savings.

9 (c) Based upon the cost savings determined in
10 subdivision (b), the state shall give back to counties 75
11 percent of the cost savings realized by that county,
12 because life without parole is sought in homicide cases
13 instead of the death penalty, in any fiscal year in which
14 the state has a budget surplus of \$1,000,000,000 or more.

